\pp F IX 4

1925.

Previous references. (Miscellaneous)

File No. 315-25

Serial Nos. 1 - 5

Later references.

GENERAL AND REVENUE SECRETARIAT.

al Nos. 5

Part B for September 1926

SUBJECT

Petition from Babu Annasthesh of Cheikejala appealing against the order of the Dy. Comr. in the matter of the Devasi rights in the Sri Anjaneya Swami temple at Betta Halasur.

Recd dated 29.9.26

To the Collector

Govt see no reason to interfere with the order. His appeal petition is rejected.

M 7 315-25-

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

154
D. ~~138~~ 3/Mem. 315-25.

Petition No. 63 d. 27.6.26 addressed to the Dewan of Mysore from Patel Anantiah of Uhickjala, Devanahalli Taluk, appealing against the order of the Dy Comm^r, Bangalore D^t, in the matter of the Punaps right in the Sri Anjaneyaswami temple at Betta Halasur, Devanhalli Taluk.

Flag R

The petitioner was asked in this office memo X No. 1505 d. 25.5.26 to produce a copy of the Bangalore D.C. order which he has mave done. The Sub-Division officer of Doddaballapur had ordered the registry of the office of Archak ~~Ship~~ in the above temple in the name of the respondent Uhick Venkatanarasiah

The

NB -Should routine notes be written on small slips the notes must be copied, or slips pasted o this form.

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

The present petitioner prays that the connected records may be sent for from the Munsif's Court's office and perused and favourable orders passed on his appeal as he is the son of the original Banamandla Anchaik Ramiah while the respondent is the second wife's son.

The appeal petition is duly stamped.

Submitted for orders with a draft O.M. forwarding the petition to the Munsif Court for report with records.

PMV. 12.7.26. 17.7.26

1. The petitioner in first, an appeal in this matter, the M.C (JEA) has been informed that the appeal lies to Govt (JE.B). Hence, the present appeal to Govt.

2. The records & a report may be called for. Draft O.M. is put up for approval

Rev. Scaff

(Vide also, JE B, item 22 of the Schedule of powers of the Board of Revenue (Appeals) Rules (G.O. No 35 of 1922). as in Sec 21 of the Madras Land Revenue Act)

B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

GO 14/7/26

S.K.S. III—3]

M-F. 1527
315-26

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

Sl. 3. To, Mrs Cowmeadow
No 89 & 17.7.26
Forwards the above ~~file~~ for report with records.

Jun 27/7

~~Sl~~ 4

G.R.S. III—3]

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

N.B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

General and Revenue Secretariat.

File No. 315 of 1925

Serial No. 4.

From, The Inspr. Comrs.
Letter no. C. 99 Dy 28-8-1926.
Submits The Report with records called for in Sl. 3.

The facts of the case are given at length in the memo put up in the Dy. Comrs. office and also in the Dy. Comrs. order appealed against.

A perusal of the Dy. Comrs. order will show that the present aplt Pandit Anantiah is not a legitimate son of the late Subbaraya Ramiah. The order appealed against states that if the aplt can show that he is the eldest legitimate son of the previous karnamdar he may bring a declaratory decree from the civil Court when necessary further action can be taken.

Against this order, Anantiah has appealed to Govt. The grounds for appeal are summarised in the petition. The aplt has not tendered any satisfactory evidence to support his legitimacy. If

NOTE:- Contn. Sheet attached. The

File No. of 19 .

Serial No.

NOTE—Contn. Sheet

and Revenue Secretariat. | File No. 31 of 1925

Serial No.

appeal will be posted for hearing.

10 Submitted for orders.

9/9 M 13.9.26 11) Regd :- Para 7 above.

14/9

12) The D.C's order seems to ~~Order for~~ be right, in the circumstances of the case. As stated by him, it is open to the party (appellant) to get from the Civil Court a declaratory decree in his favour, & then the order of the D.C modified accordingly.

13) Submitted for orders

Par. Secl) 19/9

14) Bring up with a copy of the Muzvai Regn

Muzvai Regn ends 16 9 26

17/9

The muzvai regulation does not authorise the muzvai officer to refer parties to the civil court ~~the decree obtained~~ in suits for ~~regarding~~ regarding pujari rights under section 33 the officer is required to read the record of inquiry made by the Amildar, hear the parties, make such further inquiry as he considers necessary and passa decision on the merits of a case.

NOTE—Contn Sheet

The decision on the merits appears to be fair

File No. of 19 .

Serial No.

307

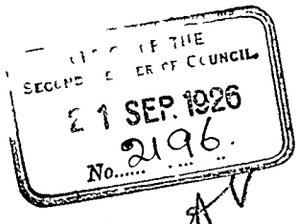
S. III. 2]

Muzrai Secretariat

Muz. File No. 315 of 192 6

Serial No.

A and the appeal maybe rejected.



2nd member)

A. I agree
Muz
22/9/26

23926

4) Dft. asst Comm

5 To Rural Assistant Enq. 6488 for
Reports the Appeal for
reasons stated.

WD 0561—GPB—3750—1 8 22

24/5/26

To

The Dewan Saheb of Mysore,

Bangalore.

Most Respected Sir,

I, the undersigned Patel and Pundit Annantiah of Chikka Jala Devanahalli Taluk, most respectfully and humbly beg permission to submit the following for kind perusal and favourable orders :-

I preferred an appeal to the Muzrai Commissioner in Mysore, Bangalore, regarding my right to Pujari Hak of the Sri Anjaneyaswamy Temple at Betta Halsur, Devanahalli Taluk, and I am informed in Muzrai Commissioner's letter No.D2 Dis. 588 of 25-26 dated 22nd April 1926 that I have to appeal to Government in the matter. I am enclosing herein a copy of the Muzrai Commissioner's letter referred to above for kind perusal.

I further beg to add that I most humbly beg your honour to be pleased to send for the connected records from the Muzrai Commissioner's office and decide my poor case at your Benign Hands. The appeal petition that had been submitted to the Muzrai Commissioner and that was returned with his letter No. referred to above is herein enclosed in original for Your Honour's kind perusal and favourable disposal.

I beg to remain,

Most Respected Sir,

Your most obedient and humble servant,

Bangalore,

Dated 17th May 1926.

P.S. - Rs.2/- stamp is affixed on the petition addressed to the Muzrai Commissioner in Mysore, Bangalore

Copy prepared of the application dated 4th June 1926, presented by Patel Branthesh of Chikkajala, Devanhalli Taluk praying for the grant of copy in Inzrai Appeal No: 4/25-26.

In The court of The Deputy Commissioner
Bangalore District
Dated 5th May 1926
Inzrai Appeal Case no: 4/25-26.

Appellant — Vs — Respondent

Pandita Branthesh Patel and Archak, Chikkajala, Devanhalli Taluk

Chikka Venkataramaniah

This is an appeal against the order of the Sub Division officer, Doddaballapur Sub Division, ordering the registry of the office of Archanaship in the Sri Anjaneya Swamy temple at Bettahalasoor, in the Devanhalli Taluk in the name of the Respondent and directing the service Inam Lands be made over to him.

Facts of the Case

Sri Anjaneya Swamy temple at Bettahalasoor village is a Inzrai Institution. One Ramiah was the registered Barawad Archak of the temple. The appellant was appointed

temporarily as Gumasta of the Rajasthandar Ramiah who was old and infirm till the matter was decided finally (Vide Deputy Commissioners Order no. 422 dated 27th April 1916) and has been performing the services since then.

It is ascertained that the Registered Baraward Archak Ramiah had two wives - Seethamma and Achamma. Respondent Venkataramaniah and his brother Thimmiah are the two sons by the 1st wife Seethamma. Appellant Ananthiah and his brother Sanjeeviah are the two sons by 2nd wife Achamma. Ramiah himself has given different statements on different occasions before In his statement before the I Class Magistrate Mr. K. R. Srinivasa Iyengar on 18-5-1905 he has stated that Ananthiah is the Son of his concubine who came to live with him when Ananthiah was about 2 or 3 months old (vide certified Copy of Statement marked A). Before the Amildar Mr. P Subba Rao on 30.12.1909, Ramiah has stated that ~~Seethamma~~ Seethamma was his 1st wife and Achamma 2nd wife - weight to be attached to the statement given by him on oath before the 1st Class Magistrate, on 18.5.1905. The Amildar in his report states that it has been clearly stated in the Patel's record that Ananthiah though an illegitimate Son of Ramiah, was made the Patel of Chikka Jala and Maranakanahalli because the other party did not object to the Registry.

The question of legitimacy is the important

point in the record of Archanadhip to a particular temple. In the genealogical tree produced by Anandhish himself on 4.10.[illegible], it is seen that Appellant is the son by 2nd wife of Ramiah. On a detailed enquiry held by Asstt. Wildar Shri Dwarakanath he viewed that Anandhish has no claim whatever for the registry of the Pujari hulk either legally or socially and recommended that Anandhish's claim may be rejected and the registry be made in the name of the Respondent.

Upon this recommendation the Sub Division Officer ordered the Registry of Archanadhip in the name of the Respondent and directed that the Inam lands attached to the Service be made over to the Respondent. The present appeal is against this order.

The grounds of appeal are:—

(1) That appellant — is the son by the 1st wife of Ramiah, his father.

(2) The Respondent, is the son by 2nd wife of his father and has preferred false petitions to the effect that the appellant is the 2nd wife's son and has no right whatever.

(3) The Sub Division Officer and Amildar did not make enquiries whatever as regards right, relationship and claim of the appellant.

(4) That on 2.11.1885, one Hanumanthiah the Kinsmen of the appellant entrusted the worshipping to one Ramiah.

Order

The appellant is absent today also. The respondent is represented by Sri S. Krushnappa.

2. The appellant appears to
judging from the Revenue record. If he
able to show that he is the eldest legitimate
son of the previous varawarddar, he may bring
a declaratory decree from the Civil Court
when necessary further action can be taken.
With these remarks the appeal is dismissed.

Bangalore
5-5-1926.

In open Court
(Sd) B. Venkoba Rao.
Deputy Commissioner

DEPUTY COMMISSIONER

Copy

Nitkanadroog
District Shirastedar in charge
Bangalore District

Compd
Ul

Copy applied for on 4th June 1926.
Do. ready on 15th June 1926.
Do delivered on 15th June 1926.
No. of words 660.
Copying fees 0 16-0
Comp'g fees 0-2-4

Copy of letter No.D2 Dis.588 of 25-26 dated 22nd April 1926, from the Office of the Muzrai Commissioner in Mysore, Bangalore to Annanthia of Chikka Jala of the Devana halli Taluk.

With reference to his appeal petition dated 12th April 1926, relating to the Pujari Hak of the Sri Anjeneya-swamy Temple at Betta Halasur, Devanahalli Taluk, Pandit Anantiah of Chikka Jala of the same Taluk is informed that an appeal in this matter lies to Government and not to this office.

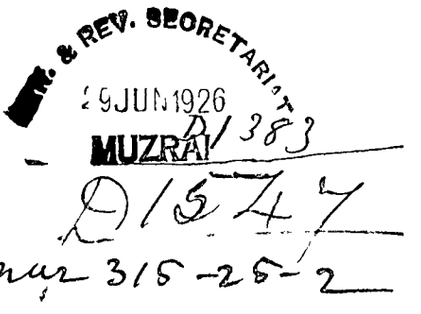
His appeal petition and its enclosure are therefore returned.

Bangalore,
Dated 17th May 1926.

DEWAN'S OFFICE,

No. 63

Dated 7-6-1926.



Petition, as shown below, to the Dewan of Mysore is transferred to the Secretary to the Government of His Highness the Maharaja of Mysore, ...Revenue.....Department, Bangalore for favour of disposal.

No. of

Patel & Pandit Ananthaih of Chikjala,
Resubmitting his appeal petn. with copy of D.C's order.

By Order,

Private Secretary
to the Dewan of Mysore.

WD 2486—GPB—500—7·6 26

28/6/26

No. 89. Encs 5
Misc 315-25-3

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

GENERAL AND REVENUE SECRETARIAT

OFFICIAL MEMORANDUM.

Bangalore, Dated 17th July 1926

D. 1393

The accompanying Petition Registered No ~~A.1383~~ dated 17.5.26 addressed to the Dewan of Mysore received at the General and Revenue Secretariat from Pandit Anantiah, Patel of Thikkagalu, Devanhalli Taluk, appealing against the order of the Deputy Commr, Bangalore Dt, in the matter of the Archakship of the Sri Anjaneya-swami Temple at Betta Halsur, Devanhalli Taluk.

is forwarded, together with its enclosures, to the Mysore Commr in Mysore for submission with a report ~~in for the~~ together with the connected records of the case.

By Order,

Secretary to Government,
Revenue Department.

1174

No. C 99 & 26-27 Office of the Muzrai Commissioner in Mysore.

Two files and one petition with enclosures

Dated Bangalore, 26th August 192 28.

REV. SECRETARIAT 1 AUG 1926 MUZRAI

From

D 307

B. Ramaswamaiya, Esq., B.A., B.L.,

Muzrai Commissioner in Mysore, Muz 315-25

Bangalore.

To

GEN. & REV. SECTT. DR. 28. AUG. 1926 G. D. SECTION.

C. Ranganatha Rao Saheb, Esq., B.A., B.L.,

Secretary to the Government of

His Highness the Maharaja of Mysore,

Revenue Department.

Sir,

Adverting to your memo No.89/Muz.315-25-3 dated 17th January 1926 forwarding for report with records petition from Pandit ---- Ananthia, Patel of Chikka Jala, Devanahalli (VT) Taluk, appealing against the order of the Deputy Commissioner, Bangalore District, in respect of the archakship of the Sri Anjaneyaswamy temple at Betta Halsur of the same Taluk, I have the honor to submit herewith the files of vernacular records ending with the Dodballapur Sub Division --- Officer's memo No.A.1-291 of 26-27 dated 17th August 1926 and also the Muzrai File No.4 of 25-26 received with the Deputy Commissioner's letter No.C.3-362 of 26-27 dated 20th August 1926. The appeal file of the Deputy Commissioner's office contains a memo which explains the facts of the case.

The appeal petition together with its enclosures received with your letter under reply is herewith returned.

I have the honor to be,

Sir,

Your most obedient servant,

Assistant Commissioner
For Muzrai Commissioner.

(Absent from station)

G. R. S. VI G-32]

1850 —WD 0527

SUBJECT _____

_____

_____

Diary No of letter replied to 307

General and Revenue Section

(Inwr)

, the 192 .

Section Inwr

File No 315/25

Serial No 5

No. 642

Date of issue 29 . 6 . 26.

To

Signed by _____

WK

Endorsement forwarded to Patel Anantha of Kuckjala, Devanahalli Taluk, with ref to his petition No. 1547 dt 17th May 1926 appealing against the Bangalore Dy Comr's order in the matter of the Brahmin Ship of Sri Anjaneya Swamy temple at Bella Halagur, Devanahalli Taluk, Patel

~~Heir appt~~

~~the Patel~~ is informed that ~~the~~ Govt see no reason to interfere with the order ~~appealed~~ passed by the Dy Comr

18

Petition is ~~accordingly~~
Rejected.

By order,

24/7

Enc on-pet

To Dy Secretary. Dept

No 6 B 29

-Copy to The Hon. Chief

Returning the records received

with this letter no. C. 99 Dy

28/8/1926

B.C.

24/7

Dy Registrar

24/9